



PATENT

#1570  
P. [unclear]  
01/19/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 22, 2003.

*Renne M.F. Wyzykowski*  
Renne M.F. Wyzykowski

Appl No. : 09/440,148  
Applicant : Yiwei Thomas Hou, et al.  
Filed : November 15, 1999  
Title : SERVER-BASED NETWORK PERFORMANCE METRICS  
GENERATION SYSTEM AND METHOD

Confirmation No. 2594

TC/A.U. : 2667  
Examiner : Kamran Emdadi

Docket No. : 35400/DMC/F179  
Customer No. : 23363

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Technology Center 2600

AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Post Office Box 7068  
Pasadena, CA 91109-7068  
December 22, 2003

Commissioner:

In response to the Office action of September 24, 2003, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 22 of this paper.

01/06/2004 SDENBOB1 00000029 09440148

01 FC:1201 516.00 OP  
02 FC:1202 36.00 OP

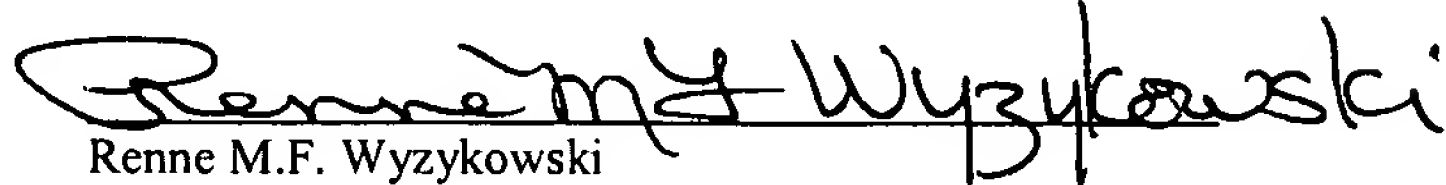
2667/\$



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
AMENDMENT TRANSMITTAL LETTER

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Renne M.F. Wyzykowski

Applicant : Yiwei Thomas Hou, et al.  
Application No. : 09/440,148  
Filed : November 15, 1999  
Title : SERVER-BASED NETWORK PERFORMANCE  
METRICS GENERATION SYSTEM AND METHOD  
Grp./Div. : 2667  
Examiner : Kamran Emdadi  
Customer No. : 23363  
Docket No. : 35400/DMC/F179

Confirmation 2594

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PostOffice Box 7068  
Pasadena, CA 91109-7068  
December 22, 2003

Commissioner:

Enclosed is an amendment to the above-identified application.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment	Highest Number Paid For	Number Extra Claims	Small Entity Rate	Large Entity Rate	FEE
Total Claims Fee	45	*43	2	x \$9.00	2 x \$18.00	\$36.00
Independent Claims	15	** 9	6	x \$43.00	6 x \$86.00	\$516.00
Multiple Dependent Claims ***				\$145.00	\$290.00	-0-
TOTAL FILING FEE						552.00
NO ADDITIONAL FEE REQUIRED ****	IF NO FEE REQUIRED, INSERT "0"					
LIST INDEPENDENT CLAIMS: 1, 9, 12, 14, 17, 23, 25, 27, 28, 33, 34, 37, 43, 44, 45						
* IF HIGHEST NUMBER PREVIOUSLY PAID FOR IS 20 OR LESS, WRITE "20" IN COLUMN 3 ** IF HIGHEST NUMBER PREVIOUSLY PAID FOR IS 3 OR LESS, WRITE "3" IN COLUMN 3 *** PAY THIS FEE ONLY WHEN MULTIPLE DEPENDENT CLAIMS ARE ADDED FOR THE FIRST TIME **** IF NO FEE REQUIRED, ADDRESS ENVELOPE TO "BOX NON-FEE AMENDMENTS"						

X \_\_\_\_\_ Attached is our check for \$552.00 to pay the fees calculated above.  
\_\_\_\_\_ A Petition for Extension of Time and the required fee are enclosed.  
\_\_\_\_\_ Other enclosures:

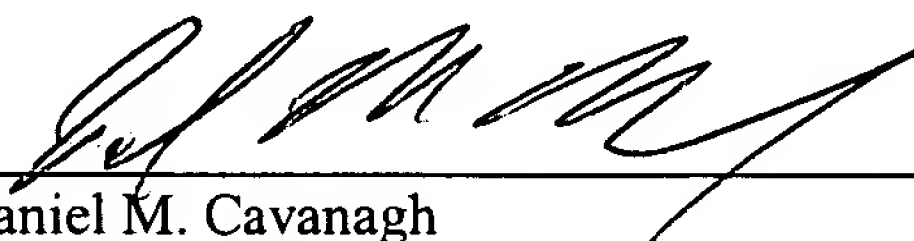
**Amendment Transmittal Letter**  
**Application No. 09/440,148**

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by or to give effect to this paper to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By

  
\_\_\_\_\_  
Daniel M. Cavanagh  
Reg. No. 41,661  
626/795-9900

DMC/rmw